

Montana State Legislature

2013 Session

ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLOWING:

- **Business Report**
- **Roll Call - Attendance**
- **Standing Committee Reports**
- **Tabled Bills**
- **Fiscal Reports etc.**
- **Roll Call Votes**
- **Informational Items**
- **Witness Statements**
- **Any Documents; such as;**
 - ***Petitions if any.**
 - ***Any and all material handed end after the meeting ends.**

**The original is on file at the
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BUSINESS REPORT

**MONTANA HOUSE OF REPRESENTATIVES
63rd LEGISLATURE - REGULAR SESSION**

HOUSE TAXATION COMMITTEE

Date: Monday, April 15, 2013

Place: Capitol

Time: 9:30 A.M.

Room: 152

BILLS and RESOLUTIONS HEARD:

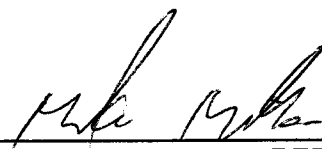
EXECUTIVE ACTION TAKEN:

HB 361

SB 282

SB 370

Comments:

A handwritten signature in black ink, appearing to read "Mike Miller", is written over a horizontal line.

REP. Mike Miller, Chair

**HOUSE OF REPRESENTATIVES
TAXATION COMMITTEE
2013 SESSION
ATTENDANCE ROLL CALL**

DATE: 4-15-13

<u>NAME</u>	<u>PRESENT</u>	<u>EXCUSED</u>
Rep. Flynn, Kelly (V Ch)	✓	
Rep. Pomnichowski, JP (V Ch)	✓	
Rep. Zolnikov, Daniel		E
Rep. Hansen, Kristin	✓	
Rep. Jacobson, Tom	✓	
Rep. Knudsen, Austin	✓	⓪
Rep. Wilson, Nancy	✓	
Rep. White, Kerry	✓	
Rep. McClafferty, Edie	✓	
Rep. Redfield, Alan	✓	
Rep. McNally, Mary	✓	
Rep. Schwaderer, Nicholas		E
Rep. Williams, Kathleen	✓	
Rep. Galt, Wylie	✓	
Rep. Lieser, Ed	✓	
Rep. Lavin, Steve	✓	
Rep. Coffin, Douglas	✓	
Rep. Randall, Lee	✓	
Rep. Hoven, Brian	✓	
Rep. Miller, Mike (Chair)	✓	

BILL TABLED NOTICE

HOUSE TAXATION COMMITTEE

The HOUSE TAXATION COMMITTEE TABLED

HB 361 - Providing a property tax rebate - Rep. Chuck Hunter

by motion, on **Monday, April 15, 2013** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).



(For the Committee)



(For the Chief Clerk of the House)

11:30, 4-15

(Time)

(Date)

April 15, 2013 (10:29am)

Rebecca Shaw, Secretary

Phone: 4877



HOUSE STANDING COMMITTEE REPORT

April 15, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Taxation** recommend that **Senate Bill 370** (second house second reading copy -- tan) **be concurred in.**

Signed: _____

Representative Mike Miller, Chair

To be carried by Representative Daniel Zolnikov

- END -

Committee Vote:

Yes 20, No 0

Fiscal Note Required ☐

SB0370001SC15248.hjk



HOUSE STANDING COMMITTEE REPORT

April 15, 2013

Page 1 of 5

Mr. Speaker:

We, your committee on **Taxation** recommend that **Senate Bill 282** (second house second reading copy -- tan) **be concurred in as amended.**

Signed: _____

Representative Mike Miller, Chair

To be carried by Representative Brian Hoven

And, that such amendments read:

1. Title, page 1, line 13.

Strike: "REPEALING" through "MEDIA;"

2. Page 1, line 21.

Strike: "15-32-104,"

Following: "15-32-106,"

Insert: "15-32-201,"

Strike: "15-32-502,"

Strike: "17-7-502,"

3. Title, page 1, line 26.

Strike: "15-30-2319,"

4. Page 1, line 27 through line 28.

Strike: "15-31-901," on line 27 through "15-31-911," on line 28

5. Title, page 1, line 28.

Strike: "15-32-109,"

6. Title, page 1, line 29.

Strike: "15-32-201," through "15-32-203,"

7. Title, page 1, line 30.

Following: "15-32-501,"

Committee Vote:

Yes 14, No 6

Fiscal Note Required ☐

Insert: "15-32-502,"

8. Page 15, line 17.

Strike: "4%"

Insert: "3.5%"

9. Page 15, line 18.

Strike: "6%"

Insert: "5.75%"

10. Page 15, line 20.

Strike: "4%"

Insert: "3.5%"

11. Page 15, line 21.

Strike: "6%"

Insert: "5.75%"

12. Page 15, line 24.

Strike: "4%"

Insert: "3.5%"

13. Page 15, line 25.

Strike: "6%"

Insert: "5.75%"

14. Page 15, line 28.

Strike: "4%"

Insert: "3.5%"

15. Page 15, line 29.

Strike: "6%"

Insert: "5.75%"

16. Page 16, line 13.

Strike: "4%"

Insert: "3.5%"

Strike: "4%"

Insert: "3.5%"

17. Page 16, line 14.

Strike: "6%"

Insert: "5.75%"

Strike: "4%"

Insert: "3.5%"

18. Page 16, line 21.

Strike: "4%"

Insert: "3.5%"

19. Page 16, line 22.

Strike: "2.5%"

Insert: "2%"

20. Page 16, line 24.

Strike: "4%"

Insert: "3.5%"

21. Page 16, line 25.

Strike: "4%"

Insert: "3.5%"

22. Page 16, line 26.

Strike: "4%"

Insert: "3.5%"

23. Page 16, line 29.

Strike: "4%"

Insert: "3.5%"

24. Page 16, line 30.

Strike: "2.5%"

Insert: "2%"

25. Page 17, line 2.

Strike: "4.5%"

Insert: "4.25%"

26. Page 17, line 3.

Strike: "6%"

Insert: "5.75%"

27. Page 17, line 4.

Strike: "4.5%"

Insert: "4.25%"

28. Page 32, line 20.

Strike: "15-30-2103(1)"

Insert: "15-30-2103"

29. Page 34, line 5.

Strike: "15-30-2103(1)(d)"

Insert: "15-30-2103"

30. Page 34, line 25.

Strike: "15-30-2103(1)(d)"

Insert: "15-30-2103"

31. Page 41, line 4 through line 7.

Strike: section 32 in its entirety

Renumber: subsequent sections

32. Page 41, line 11.

Following: "~~15-32-109.~~"

Insert: "The department shall provide forms on which a taxpayer may apply for a credit under 15-32-109."

33. Page 41, line 12.

Following: "~~credit~~"

Insert: "or credit"

Following: "~~15-32-109~~"

Insert: "or 15-32-109"

34. Page 41, line 14.

Following: "~~credit~~"

Insert: "or credit"

Following: "generation"

Insert: "or energy conservation"

35. Page 41, line 15 through line 17.

Strike: "The" on line 15 through "days." on line 17

36. Page 41, line 17.

Following: "~~credit~~"

Insert: "or credit"

37. Page 41.

Following: line 18

Insert: "Section 33. Section 15-32-201, MCA, is amended to read:

"15-32-201. Amount of credit -- to whom available. (1) A resident individual taxpayer who completes installation of an energy system using a recognized nonfossil form of energy generation, as defined in 15-32-102, to provide heat for the taxpayer's principal dwelling is allowed to claim a tax credit in an amount equal to the cost of the system, including installation costs, less grants received, not to exceed \$500, against the income tax liability imposed against the taxpayer pursuant to chapter 30.

(2) A resident individual taxpayer who completes installation of an energy system using a low-emission wood or biomass combustion device, as defined in 15-32-102, to provide heat for the taxpayer's principal dwelling is allowed to claim a tax credit in an amount equal to the cost of the system, including the installation costs, not to exceed \$500, against the income tax liability imposed against the taxpayer pursuant to Title 15, chapter 30.

(3) In determining whether an energy system is eligible for a tax credit under this part, the department may refer a credit

involving an energy system using a recognized nonfossil form of energy generation or a low-emission wood or biomass combustion device to the department of environmental quality for its advice, and the department of environmental quality shall respond within 60 days."

Renumber: subsequent sections

38. Page 41, line 20 through page 43, line 14.

Strike: section 34 in its entirety

Renumber: subsequent sections

39. Page 48, line 13 through page 49, line 21.

Strike: section 40 in its entirety

Renumber: subsequent sections

40. Page 80, line 26.

Strike: line 26

41. Page 81, line 4 through line 13.

Strike: line 4 through line 13

42. Page 81, line 14.

Strike: line 14

43. Page 81, line 16 through line 18.

Strike: line 16 through line 18

44. Page 81.

Following: line 26

Insert: "15-32-502. Definitions."

- END -

HOUSE OF REPRESENTATIVES

Roll Call Vote

TAXATION COMMITTEE

DATE: _____ BILL NO. HB301 MOTION NO. _____
 MOTION: _____

TABLE

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KELLY FLYNN, VICE CHAIR	✓		
REP. JP POMNICHOWSKI, VICE CHAIR	✓		
REP. DANIEL ZOLNIKOV	✓		X
REP. KRISTIN HANSEN	✓		
REP. TOM JACOBSON	✓		
REP. AUSTIN KNUDSEN	✓		
REP. NANCY WILSON	✓		
REP. KERRY WHITE	✓		
REP. EDIE MCCLAFFERTY		✓	
REP. ALAN REDFIELD	✓		
REP. MARY MCNALLY		✓	
REP. NICHOLAS SCHWADERER	✓		X
REP. KATHLEEN WILLIAMS		✓	
REP. WYLIE GALT		✓	
REP. ED LIESER	✓		
REP. STEVE LAVIN	✓		
REP. DOUGLAS COFFIN		✓	
REP. LEE RANDALL	✓		
REP. BRIAN HOVEN	✓		
REP. MIKE MILLER, CHAIR		✓	

HOUSE OF REPRESENTATIVES
Roll Call Vote
TAXATION COMMITTEE

DATE: 4-15-13 BILL NO SB282 MOTION NO. _____
 MOTION: _____

Amd 2

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KELLY FLYNN, VICE CHAIR	✓		
REP. JP POMNICHOWSKI, VICE CHAIR	✓		
REP. DANIEL ZOLNIKOV		✓	X
REP. KRISTIN HANSEN		✓	
REP. TOM JACOBSON	✓		
REP. AUSTIN KNUDSEN		✓	
REP. NANCY WILSON	✓		
REP. KERRY WHITE		✓	
REP. EDIE MCCLAFFERTY	✓		
REP. ALAN REDFIELD		✓	
REP. MARY MCNALLY	✓		
REP. NICHOLAS SCHWADERER		✓	
REP. KATHLEEN WILLIAMS	✓		
REP. WYLIE GALT		✓	
REP. ED LIESER	✓		
REP. STEVE LAVIN		✓	
REP. DOUGLAS COFFIN	✓		
REP. LEE RANDALL		✓	
REP. BRIAN HOVEN	✓		
REP. MIKE MILLER, CHAIR	✓		

HOUSE OF REPRESENTATIVES
Roll Call Vote
TAXATION COMMITTEE

DATE: 4-15-13 BILL NO SB282 MOTION NO. _____
 MOTION: _____

Amnd 3

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KELLY FLYNN, VICE CHAIR	✓		
REP. JP POMNICHOWSKI, VICE CHAIR		✓	
REP. DANIEL ZOLNIKOV	✓		X
REP. KRISTIN HANSEN	✓		
REP. TOM JACOBSON		✓	
REP. AUSTIN KNUDSEN	✓		
REP. NANCY WILSON		✓	
REP. KERRY WHITE	✓		
REP. EDIE MCCLAFFERTY	✓		
REP. ALAN REDFIELD	✓		
REP. MARY MCNALLY		✓	
REP. NICHOLAS SCHWADERER	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. WYLIE GALT	✓		
REP. ED LIESER	✓		
REP. STEVE LAVIN	✓		
REP. DOUGLAS COFFIN	✓		
REP. LEE RANDALL	✓		
REP. BRIAN HOVEN	✓		
REP. MIKE MILLER, CHAIR	✓		

HOUSE OF REPRESENTATIVES
Roll Call Vote
TAXATION COMMITTEE

DATE: 4-15-13 BILL NO SB282 MOTION NO. _____
MOTION: _____

Amendment 4

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KELLY FLYNN, VICE CHAIR		✓	
REP. JP POMNICHOWSKI, VICE CHAIR	✓		
REP. DANIEL ZOLNIKOV		✓	X
REP. KRISTIN HANSEN		✓	
REP. TOM JACOBSON	✓		
REP. AUSTIN KNUDSEN		✓	
REP. NANCY WILSON	✓		
REP. KERRY WHITE		✓	
REP. EDIE MCCLAFFERTY	✓		
REP. ALAN REDFIELD		✓	
REP. MARY MCNALLY	✓		
REP. NICHOLAS SCHWADERER	✓		
REP. KATHLEEN WILLIAMS	✓		
REP. WYLIE GALT		✓	
REP. ED LIESER	✓		
REP. STEVE LAVIN		✓	
REP. DOUGLAS COFFIN	✓		
REP. LEE RANDALL		✓	
REP. BRIAN HOVEN	✓		
REP. MIKE MILLER, CHAIR	✓		

HOUSE OF REPRESENTATIVES
Roll Call Vote
TAXATION COMMITTEE

DATE: _____ BILL NO. SB 282 MOTION NO. _____

MOTION: Final -

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KELLY FLYNN, VICE CHAIR	✓		
REP. JP POMNICHOWSKI, VICE CHAIR		✓	
REP. DANIEL ZOLNIKOV	✓		X
REP. KRISTIN HANSEN	✓		
REP. TOM JACOBSON		✓	
REP. AUSTIN KNUDSEN	✓		
REP. NANCY WILSON		✓	
REP. KERRY WHITE	✓		
REP. EDIE MCCLAFFERTY	✓		
REP. ALAN REDFIELD	✓		
REP. MARY MCNALLY		✓	
REP. NICHOLAS SCHWADERER	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. WYLIE GALT	✓		
REP. ED LIESER		✓	
REP. STEVE LAVIN	✓		
REP. DOUGLAS COFFIN	✓		
REP. LEE RANDALL	✓		
REP. BRIAN HOVEN	✓		
REP. MIKE MILLER, CHAIR	✓		

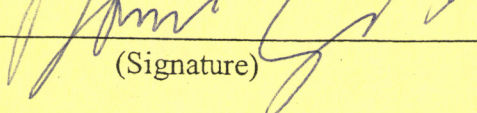
AUTHORIZED COMMITTEE PROXY

I request to be excused from the Toxatic

Committee because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
<i>Table</i> HB 361	✓				
SB 370	✓				
SB 282	✓		SB 282 03	✓	
			SB 282 04		✓
			SB 282 07	✓	
			SB 282 06		✓

Rep. 
(Signature)

Date 4-15-13

Rep. Zelnick

~~KOB HASTEN~~
Nick Schwerden

AUTHORIZED COMMITTEE PROXY

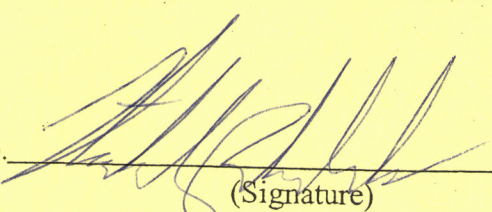
I request to be excused from the Proxy

Committee because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
<i>Table</i> HB 361	✓	
SB 370	✓	

BILL/AMENDMENT	AYE	NO

Rep. 
(Signature)

Date 4-15-13